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6 UNITED STATES DISTRICT COURT  
7 WESTERN DISTRICT OF WASHINGTON  
8 AT SEATTLE

9 CAMERON J. ELLIS,

10 Petitioner,

Case No. C18-1537-RAJ

11 v.

ORDER DISMISSING ACTION

12 STATE OF WASHINGTON,

13 Respondent.

14 The Court, having reviewed petitioner's petition for writ of habeas corpus, the Report and  
15 Recommendation of James P. Donohue, United States Magistrate Judge, and the remaining  
16 record, hereby finds and ORDERS:

17 (1) The Court adopts the Report and Recommendation.

18 (2) Petitioner's petition for writ of habeas corpus (Dkt. 8-1) and this action are  
19 DISMISSED without prejudice for failure to exhaust state court remedies.

20 (3) Petitioner's application to proceed with this action *in forma pauperis* (Dkt. 8), and  
21 his motion to appeal his judgment (Dkt. 8-2), are DENIED as moot.

22 (4) In accordance with Rule 11 of the Rules Governing Section 2254 Cases in the  
23 United States District Courts, a certificate of appealability is DENIED.

ORDER DISMISSING ACTION  
PAGE - 1

1 (5) The Clerk is directed to send copies of this Order to petitioner and to the  
2 Honorable James P. Donohue.

3 DATED this 13th day of March, 2019.

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6 The Honorable Richard A. Jones  
7 United States District Judge  
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